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 COPAIN WINE CELLARS, LLC

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

BRUNI GLASS PACKAGING, INC., a Florida
 corporation,

Plaintiff,

v.

COPAIN WINE CELLARS, LLC, a California
 limited liability company, and DOES 1-100

CASE NO. CV 09-02398 CW

AMENDED CASE MANAGEMENT ORDER

Date: April 6, 2010
Time: 2:00 p.m.
Place: 1301 Clay Street, Suite 400 S
 Oakland, CA 94612-5212
Courtroom: 2, 4th Floor

1 inclusive,

2 Defendants.

3 AND RELATED COUNTERCLAIM

Honorable Claudia Wilken

(e-filing)

4 Plaintiff and Counter-Defendant BRUNI GLASS PACKAGING, INC., a Florida corporation
5 (“Plaintiff/Counter-Defendant”), and Defendant and Counterclaimant COPAIN WINE CELLARS,
6 LLC, a California limited liability company (“Defendant/Counterclaimant”), submit this Joint
7 Statement in lieu of Joint Case Management Statement. Plaintiff/Counter-Defendant and
8 Defendant/Counterclaimant are collectively referred to herein as the “Parties.”

9 On August 21, 2009, the Court ordered the Parties to the Court’s mediation program.
10 Mediation through the Court’s mediation program was held on December 15, 2009, with Michael A.
11 Duncheon of Hanson Bridgett LLP serving as mediator. The Parties were unable to reach a settlement.

12 The Parties subsequently agreed to participate in private mediation with J.A.M.S., the
13 Honorable Judge Scott Snowden (Ret.) serving as mediator.

14 Private mediation with the Honorable Judge Scott Snowden (Ret.) was held on March 12, 2010.
15 The Parties reached a settlement in principle at mediation and settlement documents are being drafted.
16 Absent any unforeseen issues in finalizing the settlement, the Parties anticipate filing a Stipulation for
17 Dismissal of the entire action once the settlement documents are completed and executed.

18 The Parties jointly respectfully request that the Court cancel the Case Management Conference
19 currently scheduled for April 6, 2010, at 2:00 p.m., and continue the Case Management Conference for
20 sixty (60) days to allow them time to formalize the settlement of this matter and file a Stipulation for
21 Dismissal.

22 IDELL & SEITEL LLP

23 Dated: _____, 2010

By:

24 Richard J. Idell
25 Elizabeth J. Rest
26 Attorneys for Plaintiff and Counter-Defendant BRUNI
GLASS PACKAGING, INC., a Florida corporation

27 LAW OFFICES OF THOMAS O’HAGAN

1 Dated: _____, 2010

By: _____

2 Kelli George
3 Attorneys for Counter-Defendant BRUNI GLASS
4 PACKAGING INC.

5 CARLE, MACKIE, POWER & ROSS LLP

6 Dated: March 23, 2010

By: _____ /s/ Phillip J. Terry, with permission

7 Phillip J. Terry
8 Angela G. Dennis
9 Attorneys for Defendant and Counter-Claimant COPAIN
10 WINE CELLARS, LLC, a California limited liability co.

11 **AMENDED CASE MANAGEMENT ORDER**

12 The Case Management Conference currently scheduled for April 6, 2010, at 2:00 p.m. is
13 canceled.

14 The next Case Management Conference is scheduled for **JUNE 24, 2010 at 2:00 p.m.**, which
15 will allow the Parties time to formalize the settlement of this matter and file a Stipulation for
16 Dismissal.

17 Dated: 3/25/2010



18 United States District Judge Claudia Wilken
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